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Otto Trucking LLC

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

Waymo LLC,

Plaintiff,

v.

Uber Technologies, Inc., et al.,

Defendants.

Case No. 3:17-cv-00939-WHA

**[PROPOSED] ORDER GRANTING  
DEFENDANT OTTO TRUCKING'S  
MOTION TO ENFORCE THE COURT'S  
JUNE 7, 2017 ORDER (DKT. 563) AND TO  
JOIN AND ADOPT CO-DEFENDANTS  
UBER TECHNOLOGIES, INC. AND  
OTTOMOTTO LLC'S MOTION TO  
ENFORCE THE COURT'S JUNE 7, 2017  
ORDER (DKT. 563)**

Date: August 17, 2017

Time: 8:00 a.m.

Courtroom: 8, 19th Floor

Judge: Honorable William Alsup

Trial Date: October 10, 2017

1 Defendant Otto Trucking LLC (“Otto Trucking”) has filed a Motion to Enforce the Court’s  
2 June 7, 2017 Order (Dkt. 563) and to Join and Adopt Co-Defendants Uber Technologies, Inc. and  
3 Ottomotto LLC’s Motion to Enforce the Court’s June 7, 2017 Order (Dkt. 563) (the “Motion”).

4 Having considered the Motion, supporting documents, as well as the arguments presented  
5 by the parties at the hearing on this Motion, the Court finds that Plaintiff Waymo LLC (“Waymo”)  
6 has violated the Court’s June 7, 2017 Order (Dkt. 563), hereby **GRANTS** Otto Trucking’s  
7 Motion, and **ORDERS**:

- 8 1. Waymo’s Corrected Supplemental Initial Disclosures dated June 22, 2017 are  
9 stricken;
- 10 2. Waymo’s Damages Contentions Pursuant to Patent Local Rule 3-8 dated June 26,  
11 2017 are stricken;
- 12 3. Waymo’s damages claims against Otto Trucking are precluded; and
- 13 4. Waymo is precluded from presenting the fourteen late-disclosed witnesses at trial.

14 **IT IS SO ORDERED.**

15 Dated: \_\_\_\_\_, 2017

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17 HON. WILLIAM ALSUP  
18 United States District Judge  
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